

cracked 500 feet up in the air. "No, I was not afraid," she said, "because I knew that Gene would come down all right. I just held on tight, and he did."

Twice before Ely had been reported dead. Once at Canton, Ohio, and again at Winnipeg, Canada. Through these reports Mrs. Ely became known about the flying grounds as "the little widow."

In 1910 after considerable flying at small meetings Ely went to Norfolk and launched his Curtiss machine from the deck of the cruiser Birmingham. It was the first flight of the kind that had ever been tried. He got off without a hitch and landed opposite Old Point Comfort, five miles from the cruiser. The next January he tried it again at San Francisco and was brilliantly successful, winging from the aviation field at South San Francisco to a platform erected on the deck of the cruiser Pennsylvania.

He took part in the aviation meet at Belmont Park last October and flew at the Nassau Boulevard tournament last month. From the Nassau he went to Canton, Ohio, and it was while giving exhibitions there that he took a plunge of a hundred feet. Ely was thrown from the machine, but got out of the wreck with a few scratches. He was one of three contestants in an aerobline race from New York to Philadelphia, which was won by Lincoln Beachey. The winner received a prize of \$5,000 offered by Gimbel Bros. He was also the victor in a race from Chicago to New York about a year ago. He made the start in fine shape, and apparently everything was working well until he had been on his way about twenty minutes. Then his motor began to fail and he was forced to descend. An examination of the machine failed to show any trouble, and Ely once more started. It worked again for about twenty minutes, when he was again forced to come down. After this experience he decided to abandon the flight, and it was not until the machine had been overhauled at the factory that it was discovered that the trouble had been caused by a small bit of chewing gum which plugged the vent hole in his gasoline tank.

Ely was born in Davenport, Ia., Oct. 31, 1885. He spent the greater part of his life in California. Before going into the flying business he was an automobile driver. He was a self-taught aviator. A wealthy Californian bought a Curtiss aeroplane, but had no one to fly it. Ely unhesitatingly undertook the task. The first attempt resulted in wrecking the machine, but Ely purchased the broken parts and rebuilt the machine. In a short time he was flying it. This experience led to a place with Curtiss.

In addition to other feats Ely demonstrated aeroblines, purchased for the army at San Antonio, Tex.

Mrs. Ely will leave to-day for Davenport, Ia., where the body has been sent for interment. Mr. and Mrs. Ely were married in California, when the latter was only 16 years of age. They had no children. Mrs. Ely is the daughter of the principal in the high school of Corte Madera, Cal.

The death of Ely brings the list of fatalities caused by aeroplane accidents up to 107. In 1909 one man lost his life, in 1909, four, in 1910 thirty-two, and in 1911 to date sixty-four persons have been killed.

Howard Gill Breaks American Endurance Flying Record.

ST. LOUIS, Oct. 19.—Howard Gill, the Baltimorean who has been flying a Wright biplane for six months, broke the American endurance record this afternoon by remaining in the air 4 hours 16 minutes 35 seconds. Gill intended to remain in the air five hours, but came down on account of darkness with five gallons of gasoline in his tank. He flew in a brisk wind, which increased to eighteen miles in the last hour.

Aviator Rodgers at Waco, Tex.

Waco, Tex., Oct. 19.—Flying at the rate of a mile a minute, Aviator Galbraith P. Rodgers reached this city at 3:30 this afternoon. Rodgers circled the Armistead Building, twenty-two stories high, several times at an altitude of about 800 feet and alighted at Gregory Park.

Fowler Again Begins Eastward Flight.

LOS ANGELES, Cal., Oct. 19.—Robert G. Fowler started on his transcontinental flight at 4:55 o'clock this afternoon and at 5:40 o'clock landed in Pasadena, twelve miles away. He will resume his flight to-morrow.

EAST SIDE GAMBLING RAID.

Police Smash Through Another Icebox Door Two Arrests.

Lieut. Becker with a dozen men from the strong arm squad at midnight last night swooped down on a house at 155 Second avenue to catch gamblers. They had with them warrants issued by Magistrate Brown and arrested two men, whom they took to the Fifth street police station. There the prisoners said that they were George White of 157 West Eighty-third street and Jeffe Mann of West Sixty-first street. They were charged with being common gamblers.

The place raided is opposite the Cafe Boulevard and there was considerable excitement there while the police were chopping their way through the icebox door into the house across the way. Lieut. Becker brought back to the police station an evidence in the form of a roulette wheel, a table with three wheels, and baskets filled with chips. All the paraphernalia taken from the alleged gambling place appeared to be new.

SEVENTH ARMORY CHANGES.

Alterations to the Regiment's Home Which Will Cost \$125,000.

T. L. Robinson, architect, has filed plans with the Bureau of Buildings, Manhattan, for making extensive alterations to the Seventh Regiment Armory, at Park avenue, Lexington avenue, sixty-third and sixty-seventh streets. The alterations consist of closing up the windows on the side walls, extending the false towers on the Lexington avenue side three feet higher and building from square above the roof a new gallery adding to the rifle range and an entirely new gallery on all four sides of the drill hall. It will cost the trustees of the Seventh Regiment Armory, owners, \$125,000 to make these changes.

WANT SPENCER TO COMMAND.

Newport Artillery Will Ask New Yorker to Captain That Company.

NEWPORT, R. I., Oct. 19.—Lorillard Spencer, Jr., of New York, a summer resident, will be asked by the Newport Artillery Company, the oldest independent military organization in the United States, to accept the command of the company upon the resignation of Col. Francis P. King, who is resigning to accept a commission in the regular army next April. It is thought that Mr. Spencer will accept. He is a sergeant major in Troop A of New York and greatly interested in the Boy Scout movement, being a member of the board of directors of the national council.

British Lawyers Say Robert Hoe Gift Is Void.

The testimony of Dr. William H. Rogers, R. Newton Crane and Frank G. Conner, leading London barristers, in the suit brought by Mrs. Margaret Johnson Johns to recover ninety-one shares of Metropolitan Trust Company stock worth \$100,000, was filed in the Supreme Court yesterday in behalf of the executors of the estate of Robert Hoe and the trust company. The lawyers said that under the laws of England Hoe could not make a testamentary disposition of the stock in his lifetime, and that the deed of gift to Mrs. Johns is void.

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COMMITTEE VISITS PUTNAM

WILL TRY TO ELECT JAYCOX AND BUT THE LOCAL BARGAIN.

Chairman Mack Going Personally to See What Can Be Done in Rochester. Where There Is a Deal of Money. Murphy Personally Took Up Putnam.

The first business undertaken yesterday morning by Norman E. Mack, the newly elected chairman of the Democratic State committee, was to get together at Democratic State headquarters, 1 West Thirty-fourth street, the committee appointed the day before to reorganize the Putnam county committee.

There was a short talk and George B. Van Valkenburg, chairman of the committee appointed to reorganize Putnam, was dispatched, along with other members of the committee, to Putnam county. They were to investigate and ascertain the real facts of the situation in the county and report back to Democratic State headquarters last night.

They did so, and their report was to the effect that there is great indignation in the county on the part of Democrats who object to the refusal of the Putnam county committee to nominate a candidate for Assembly and who entered into the agreement by which Democrats were to be elected to the Board of Supervisors in return for a proposed walkover for the Republican nominee for the Assembly, John R. Yale.

Incidentally it was also known that the reason why Charles F. Murphy at the meeting of the State committee on Wednesday introduced personally the resolutions calling for a reorganization of the Putnam county committee was that a number of Assemblymen Yale's Republican friends and for that matter several Democrats, one or two said to be very close to Gov. Dix, had more than hinted that Mr. Murphy was aggressive in the bargain in Putnam. Mr. Van Valkenburg told the Democrats there that this was totally untrue.

Chairman Mack with the report of Mr. Van Valkenburg and his associate committeemen in hand will start to-day the machinery to reorganize the Putnam county Democratic committee on the lines of the regular Democratic party. A new committee will be named for the county later, and this committee will be recognized by the State committee and it is expected by the State committee to be held in the spring. Meantime every effort will be made on the part of the State committee to elect Leonard R. Javay, nominated for the Assembly by the Independent Democrats and the Independent Republicans of the county.

William Church Osborn of Putnam county, Gov. Dix's legal adviser, with consultation with Chairman Mack and Secretary Mason at headquarters. It was made known that Mr. Osborn was powerless to prevent the Putnam county committee from acting as it did in going to court with Assemblyman Yale and that Lewis Stuyvesant Chanler, who is State committee chairman for Columbia, Dutchess and Putnam, was equally powerless.

The Democratic situation in Monroe county furnished the brow of Chairman Mack yesterday and gave an extra twist to the Democratic party's policy. It was made known that Mr. Fincane and his friends are to start for Buffalo to-day and to stop over at Rochester and personally look into the situation. There is a very bad feeling among the Democrats of the county. The opposing forces are led by State Committee Chairman Thomas M. Antislade, editor of the Rochester Herald, and his friends. Mr. Antislade conducted the campaign which resulted in electing Representative George W. Havens over George W. Aldridge. He is a power in the county, and has been an experienced political manager since the second Cleveland campaign, and at the same time it has been frequently stated by those familiar with the situation in the county that Mr. Fincane is not particularly popular, and yet as in his last year as State committeeman Gov. Dix's patronage according to custom and precedent has been placed. Over this especially bad feeling has prevailed.

Monroe county was the county in the State in the gubernatorial election of 1910 which was looked upon as the black spot in the Democratic State politics. After giving Representative Havens a plurality of 8,000 over Aldridge only a few months before it almost turned turtle and gave Henry L. Stimson, the Republican candidate for Governor, a plurality of nearly 6,000. The Fincaneites have imputed this big plurality for Stimson to the listlessness of the friends of Representative Havens, who failed of the nomination for Governor at the Rochester convention of 1910. The friends of Mr. Antislade, on the other hand, have told the Democrats in authority that this big plurality for Mr. Stimson was due to the opposition's attacks on Gov. Dix's labor record and that it was impossible to stem the tide. They said also that the big plurality for Representative Havens a few months before the gubernatorial election was merely a fluke, and that his friends had little or nothing to do with the campaign.

Chairman Mack will try to induce George E. Warner, who was twice elected Mayor of Rochester on the Democratic ticket, to reconsider his withdrawal as a candidate this year. But all hands at Democratic State headquarters look upon the Monroe county situation as a mess.

Tammany Candidate Withdraws.

John J. Hickey, who was renominated on Friday last for Alderman from the Thirty-seventh district in the Bronx, withdrew as a Tammany candidate yesterday, and S. Slater Bailey was named by the committee on vacancies in his stead. Hickey said he was no longer a resident of the Bronx. Both he and Bailey are friendly to Michael J. Garvan, Tammany leader of the Thirty-third Assembly district. Hickey had been saying last night that Hickey's resignation, throwing the nomination into the hands of the committee on vacancies, was arranged some time ago.

STOKES ATTACKS WILSON.

Governor Severely Criticized by Former Republican Governor.

NEW BRUNSWICK, N. J., Oct. 19.—Gov. Wilson's policies, methods and public utterances came in for a share of criticism in a speech which former Governor Edward C. Stokes delivered to-night at a political mass meeting in this city.

Mr. Stokes denied any intention of making a personal attack upon the present Governor, but declared that since Gov. Wilson had seen fit to engage in a political campaign and to become a partisan speaker, making charges against some of his predecessors in office, he should not expect his charges to go unanswered. The speaker said he never could understand the man who hedges on political principles. For his part he did not pose as nonpartisan while advocating a party cause. He said he did not come to New Brunswick to tell his opponents in one breath that loyalty to a partisan cause does not square with the formulas of the present day, and in the next breath to urge them to vote his party ticket. Continuing he said:

Gov. Wilson continues the action of the President of the United States for travelling the country over to make public addresses. He humorously referred to him as a "government on wheels." Whatever may be thought of President Taft's action in this respect, he is doing it as the President of the United States, explaining his policies to all of the people. He is not speaking as a politician. He is not advocating the election of party candidates. He is not uttering a word of partisan character. He is adhering strictly to non-partisan discussions and is giving an account of his stewardship. Our good Governor who criticizes him, on the other hand, is traveling the State in a partisan cause to help the candidates of a particular party and is appealing to one division of his fellow citizens as against the opinions of another division. President Taft is laying his policies before the nation, Gov. Wilson is advocating the election of the Democratic ticket.

The Governor told you the other night that when he registered under the Gorman act he gave his occupation as "Governor of New Jersey," and since "The State committee got hold of me in this election," he continued, "I have come to the conclusion that it is a very absorbing occupation." You thoroughly understood that the Democratic State committee has got hold of the Governor of New Jersey. The evidence is so unmistakable that the Governor's admission that he has been kidnapped by the State committee is hardly necessary, but his confusion of his own position as Governor of New Jersey with the service he renders the Democratic State committee is the most remarkable kind of logic. The Constitution enumerates no such duties for the State Executive.

Mr. Stokes said that the Democratic State convention recently held in Trenton was admittedly controlled by Gov. Wilson. After remarking that there had never been a more complete domination by one man Mr. Stokes continued:

If a Republican had done such a thing he would have been headlined as a "boss," but as it was a Democrat who did it, it was a "Democratic difference" between the two words is "dominate" is Latin and "boss" is Anglo-Saxon. Remember that he was chairman of the committee on resolutions. What was the first resolution? "We endorse the administration of Gov. Woodrow Wilson." The high privilege of endorsing himself isn't the right of a standstill.

FIRST ELECTION COMPLAINT

Made Against the President of the Board of Elections by Republicans.

A. S. Gilbert, chairman of the law committee of the Republican county committee, has filed a complaint with the District Attorney against J. Gabriel Britt, president of the Board of Elections, because he says, President Britt did not permit him to examine the election certificate of the Tammany county convention last Friday until it was too late to arrange the Republican ticket.

District Attorney De Ford received the complaint and District Attorney Whitman has asked Magistrate Appleton to hold the election certificate in custody until the Board of Elections has decided the matter at length.

Fight Against Charter Assemblymen.

The citizens' committee will meet to-night in the Hotel Manhattan to prepare plans for opposing the reelection of the Assemblymen who voted for the charter. A small committee will be selected to take charge of the campaign, and a sub-committee to do similar work in Brooklyn. An appeal for funds will also be issued with the definite pledge the none of the contributions will be used except for the fight against the Assemblymen.

Four Candidates for Mayor of Hoboken.

Police Commissioner Jacob E. W. Kuper of Hoboken announced yesterday that he will file a petition as an independent candidate for Mayor of that city. The candidates already in the field are Martin Cooke, nominated by the Democrats; James O'Rourke, nominated by the Republicans; although a Democrat; and former Mayor George H. Steel, independent. Kuper and Steel are Democrats.

Assemblyman Terry to Run as an Independent for Re-election.

Assemblyman Edward R. Terry, Democrat, representing the First Assembly district in Brooklyn, who was dropped down for re-nomination by way of disapproval for his insubordination at Albany, is to run on an independent ticket and yesterday he filed his petition, to which 550 names are attached, with the Board of Elections.

Last Days of Registration.

To-day and to-morrow are the last two days of registration of voters.

COMMISSION WARNS MCGRAW

Continued from First Page.

played havoc with the world's series games has also made the ball field a sea of mud and water. It will require a hot sun and a fast drying wind to dry out the thoroughly soaked ground, and if a game is played to-morrow speed will not cut much of a factor in deciding the verdict.

The two days enforced rest has come as a help to the Giants. Every hour postponed from a meeting with the slugging Mack now means that much more chance for McGraw to reorganize his demoralized forces. The two days rest has given Mathewson a chance to recuperate from the Baker wallop of Tuesday, and if a game should be played to-morrow Matty is regarded here as the logical pitcher to work for New York.

Both McGraw and Merkle were "sore" over the national commission's finding. McGraw blames Connolly for everything, for naturally it was he who handled in his report which caused the commission to take action.

The \$100 fine did not tickle Fred Merkle any. He still states that he stole that bag which brought forth the decision which has cost him \$100, and he says that Connolly missed the play because Collins got in the umpire's light when he put the ball to him. Merkle admits that he lost his head and said things which would have benched him out of a National League game, but he says that as the play was an important one and that he thought that he was safe he felt justified in giving vent to his feelings.

Although his sister lies dead in her home at Mount Vernon, N. Y., Reuben Oldring, the hard hitting outfielder of the world's champion Athletics, will play in the remaining games of the world series. Oldring received a telegram this morning from his home telling him that his sister Lillian had died last night. He remained in Philadelphia until he heard that to-day's game had been postponed, then he hurriedly caught the 10:14 train for New York to visit his family. He will return in time for to-morrow's contest.

LET'S JUROR TAKE A RISK.

He Wanted to Go to Philadelphia to Dinner With the J. Q. A. Ward Case On.

Ex-Justice Charles F. MacLean was the last witness yesterday in the suit brought by Miss Eleanor Ward to set aside the will of her brother, John Q. A. Ward, the sculptor, on the ground that when he executed the will in 1910, by which he left his fortune to his second wife, his reason was impaired. Judge MacLean was called by the plaintiff and testified that in April, 1907, he attended a testimonial dinner given to the sculptor at the National Arts Club, and went up to greet the sculptor with Mr. Ward's niece, Miss Eleanor Rose, teacher of history in the Normal College. Mr. Ward didn't appear to recognize his niece and when she was introduced to him he said, "I think I've seen you before."

Miss Rose also testified that her uncle didn't know her, although he had made his home with her and her mother for several years. She asked him if he didn't remember going to the museum with her, and he made no reply. She said that after Mr. Ward married his third wife he didn't reply to letters and cards she and her mother sent him.

The case will go to the jury to-day after a trial of more than two weeks. Before the case closed yesterday one of the jurors asked Justice Platzek if he could go out of the State last night to attend a dinner in Philadelphia. He got a somewhat reluctant consent. In discussing the matter yesterday afternoon Justice Platzek said:

"While Juror No. 6 has obtained the consent of counsel to attend a function in Philadelphia, I think he ought to make up his mind whether he should take the risk of delaying this trial. It is a matter that rests solely with him."

Pullman Co. Not Held for Theft on Car.

Supreme Court Justice Dugro dismissed yesterday a suit brought by Gilbert P. Montagu against the Pullman Company to recover \$200 which he alleged was stolen from him while he was asleep on a Pullman car between Toronto and New York on June 22, 1909. The company disclaimed responsibility.

Army and Navy Orders.

WASHINGTON, Oct. 19.—These army orders were issued to-day:

Capt. Christian A. Bach, Seventh Cavalry, detailed to subsistence department for duty in charge of training school for bakers and cooks, Fort Riley.

First Lieut. Mark D. Weed, Medical Corps, from the transport Sheridan to surgeon of transport, Norfolk, Norfolk.

Capt. Claude E. Brigham, from 15th to 101st Company, Coast Artillery.

Capt. Lester L. Hillyer, from 15th to 101st Company, Coast Artillery.

First Lieut. W. H. Haines, from the Trippe to Bureau of Ordnance, Washington, for instruction.

First Lieut. J. H. Hedrick, from the New Hampshire to Bureau of Ordnance, Washington, for instruction.

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ATTACKS THE SHERMAN LAW

GIVES POWER FOR HARM, SAYS GOVERNOR BALDWIN.

Cites Presidential Order for Prosecution of New Haven Railroad and Its Later Withdrawal—Would Have the States Manage Their Commercial Affairs.

HARTFORD, Conn., Oct. 19.—A denunciation of the Sherman law was uttered by Gov. Baldwin in an address before the State Business Men's Association in Bridgeport to-day. Gov. Baldwin said in part:

It is very hard to make a statute that works smoothly in actual practice. The general common law is made by the people as they go along. It grows up as the custom of the business world. It is generally fair or it would not have grown up. A statute often proves to work very unequally and very badly. It brings results often that nobody anticipated.

The Sherman act has brought about results that nobody anticipated. One was the indictment of a prominent manufacturer of Torrington, which might have sent him to jail and would have if the Judge who sentenced him had not been satisfied that he had acted according to the advice of his lawyer.

A statute ought to be so plain that a lawyer at least can tell what it means. The Sherman act is not of that kind. I presume that Gov. Baldwin has already over \$2,000,000 to find out from the courts just what it forbids.

They have been slow in telling us, but within the last year they have told us that it forbids a reasonable restriction of trade or production. This is what the common law provided, but the United States have no common law, and so they thought best to pass this statute.

It gives a tremendous power to the President of the United States. He can arrest a prosecution and he can prohibit a prosecution. He can do both, one after the other. A few years ago the President directed a prosecution against the New York, New Haven and Hartford Railroad company under the Sherman act. It shook public confidence in the management of the company a good deal.

After a few months he had the suit withdrawn. What good did all this do, or rather, what harm did all this do, to the company that is the largest taxpayer in Connecticut, and does the largest business conducted in Connecticut, and has the most employees of any concern in Connecticut, and has the most stockholders of any Connecticut corporation?

I am told that there are thousands of men employed by the United States to collect evidence of violations of the Sherman act. They make their living by it, and they naturally sometimes report more than they can prove.

I was glad to see that the biggest concern in the United States, the United States Steel Corporation, recently when threatened with a prosecution under the Sherman act declared that they could and should plead not guilty if they were sued and fight it out.

If they are not guilty and fight it out and win it will be the turning point in the twentieth century business conditions.

They have never made a secret of having done one thing that might fairly be questioned in court—the purchase of the Tennessee Coal and Iron Company. But there did that aboveboard. They went first to President Roosevelt and knelt down and prayed him to say that if they thought it would not have them prosecuted, and he said in substance that he would not.

Now if they have really walked straight ever since I am glad of it. It would show that the greatest aggregation of individual capital ever gathered together for active use in industry, in commerce, in agriculture, may be honestly and lawfully administered.

We want more manufacturing capital in Connecticut. It will give our people more work and better wages. I say let us throw no unnecessary obstacles in the way of carrying on our large concerns and bringing in more such. Let us not encourage Congress to create any more such obstacles. Let the States manage their own concerns. Let us have business peace as the rule and business disturbance by legislative and judicial action as the exception. That way lies the prosperity of Connecticut and of her business men.

VETERAN BALL PLAYER DEAD.

Marshall King Was a Member of the Haymakers in 1871.

Marshall Roy King, 63 years old and a leading baseball player of his era, died yesterday at his home in Troy. King was first fielder of the Haymakers of Troy in 1871, one of the best teams of those early days of the national game. He was one of the best hitters of his day and a first class man in the field.

King was a member of the Haymakers when the first professional league was organized in 1871. This organization was known as the National Association of Professional Baseball Players. Teammates were McCullin, pitcher; McGeary, catcher; Flynn, first base; Craver, second base; and York and Pike in the outfield.

Such names as York, Pike and McGeary are remembered well by old timers, and contemporaries of King were Malone, McBride, Al Reach, Cuthbert, Fisher and Sensenbaker of the Athletics. On the Boston team at the time were such noted players as Al Spalding, Ross Barnes, Shaffer, George and Harry Wright and Birdsall.

The teams composing the National Association in its first year were the order in which they finished were Athletics, Boston, Chicago White Stockings, Haymakers, Mutuals of New York, Forest City of Cleveland, Olympics of Washington and Forest City of Rockford, Ill. Other teams in the league were the Red Stockings of Cincinnati and Kekiongas of Fort Wayne, which did not finish the season, and Eckfords of Brooklyn, who joined the organization late and played only a few games.

The Mutuals had among others on the team Joe Start, Dicky Pearce, Dave Egler, Ferguson and John Hatfield, a year holder of the long distance throwing record. On the roster of the other teams were names of prominence in diamond affairs such as Hicks, Martin and Chapman of the Eckfords, Allison of the Cleveland Forest City, Bob Addy, Adrian C. Anson and Joe Fulmer of the Rockford Forest City, and Reinaldo Force, Seaway and Berthrong of the Olympics.

Obituary Notes.

James McComb, for many years a building contractor in this city, died yesterday at his home at No. 181 West 181st street, on Bayview. He was in his sixty-eighth year. He is survived by his wife and two daughters.

Minister John B. Carter Resigns.

WASHINGTON, Oct. 19.—The State Department to-day announced the resignation of John B. Carter, of Baltimore, from the diplomatic service. For the last several years Mr. Carter has been Minister to the Balkan States, but was recently transferred to Buenos Ayres to be Minister to the Argentine Republic. He has been in the diplomatic service for about fifteen years.

Movements of Naval Vessels.

WASHINGTON, Oct. 19.—Arrived: The gunboat Wheeling at Puerto Barrios, the cruiser Prairie at Philadelphia, the tug Patuxent at Hampton Roads and the cruiser Colorado at San Francisco.

Sailed: The collier Barends from Manila for Tokyo, the collier Sterling from Ponce for Key West and the supply ship Glacier from San Francisco for San Diego.



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Quits Democratic League.
Dr. William Swan, executive member
of the Democratic League from the
Thirty-fifth Assembly district, has
in his resignation to the league chairman,
Robert Grier Monroe, Dr. Swan objects
to the league's being turned over to fusion.